

PROOF of PUBLICATION

J. C. Henderson being first duly sworn according to law, deposes and says that he is the Owner and Publisher of THE SPANISH FORK PRESS, a weekly newspaper, printed and published at Spanish Fork, Utah County, Utah, and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said

paper for One consecutive weeks, the first publication being on the 25th day of May, 1977 and the last on the day of , 19

BEFORE THE BOARD OF OIL, GAS, AND MINING DEPARTMENT OF NATURAL RESOURCES in and for the STATE OF UTAH

In The Matter Of The Notice Of Intent And Reclamation Plan Submitted By Interstate Brick Corporation, Smokey Joe Mine, Utah County, Utah

ORDER TO SHOW CAUSE No. ACT-049-002 THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN TOWNSHIP 7 SOUTH, RANGE 1 WEST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given that tentative approval was given by the Utah Division of Oil, Gas, and Mining, to Interstate Brick Corporation, 9210 South 5200 West, West Jordan, Utah, to continue open pit clay mining on portions of Section 9, Township 7 South, Range 1 West, SLBM, Utah County, Utah. This site is generally located at the mouth of Mercur Canyon on the west slope of the Lake Mountains and approximately 1 1/2 miles north of Soldiers Pass. The name of the mine is the Smokey Joe, and the person representing the company in this matter is Mr. Harvey P. Cahoon, 9210 South, 5200 West, West Jordan, Utah.

Interstate Brick Corporation has fulfilled obligations under the Mined Land Reclamation Act of 1975 (Section 40-8, U.C.A., 1953, as amended), and will employ the following reclamation techniques on 25 acres of unpatented claims.

During Operations:

- 1) Surface soils will be scraped and stockpiled for later use.
 - 2) Overburden will be moved into previously mined out areas or piled in locations suitable for later regrading.
 - 3) Clay will be ripped with a bulldozer and stockpiled near the pit.
 - 4) As areas are mined out they will be graded and seeded.
 - 5) All mining will be conducted in a safe and orderly manner.
- After Operations:
- 1) All debris, scrap and lumber will be removed from the site.

Subscribed me this 17th day of May, 1977

Residing at Bonnie Ann Roach, Notary Public

My Commission 8-16- , 1979.

2) All pit and dump slopes will be rounded and graded to stable slopes of less than 45°.

3) Disturbed areas will be scarified and seeded. Fertilizer will be used if necessary.

4) Roads other than main through roads will be ripped and seeded.

Reclamation performance surety will be established upon final approval of the reclamation plan.

Any person or agency aggrieved by this tentative decision is hereby requested to submit written protest within 30 days of May 27, 1977, to the Division of Oil, Gas, and Mining, 1588 West North Temple, Salt Lake City, Utah, 84116, setting forth factual reasons for his complaint, and thereafter, at a time and place heretobe established, appear before the Board of Oil, Gas, and Mining, to show cause, if any there be, why this plan should not be approved.

DATED this 17th day of May, 1977.

STATE OF UTAH
BOARD OF OIL,
GAS, AND MINING
SCHEREE WILCOX
Secretary of the Board

Published in the Spanish Fork Press May 25, 1977.

